

 <p style="text-align: center;">KENTUCKY PAROLE BOARD Policies and Procedures</p>	Policy Number <p style="text-align: center;">KYPB 11-00</p>	Total Pages <p style="text-align: center;">4</p>
	Date Filed <p style="text-align: center;">MAY 29 2024</p>	Effective Date
References/Authority CPP 27-12-04; 501 KAR 1:030, 1:080; KRS 119.025, 196.075, , 346.185, 439.320 439.330, 439.335, 439.340, 439.3406 439.346, 439.480, 439.561, 439.562, 439.563, 439.570, 532.043	Subject <p style="text-align: center;">CONDITIONS OF SUPERVISION</p>	

POLICY and PROCEDURE:

A. The Parole Board shall avoid unnecessary conditions of supervision to reduce or minimize the potential for failure by the offender based on technical violation of conditions that are not substantially related to public safety or reduction of recidivism. Certain conditions may be imposed to fulfill a court order, a correctional program recommendation or a statutory mandate, or as a protection to the community or victim.

B. Conditions of Release.

(1) General conditions of release.

The supervisee shall:

- (a) Report to the supervisee's supervising officer immediately upon arrival at the supervisee's destination and submit in writing once a month, or more often if directed by the supervising officer a report on forms prescribed by the Division of Probation and Parole ;
- (b) Permit his Parole Officer to visit his home and place of employment at any time;
- (c) Not indulge in the use of a nonprescribed controlled substance;
- (d) Submit to random drug and alcohol testing at the supervisee's expense if ordered by the Parole Board or the supervising officer;
- (e) Work regularly and support the supervisee's legal dependents; if unemployed, the supervisee shall report this fact to the

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supervisee's officer and make every attempt to obtain other employment;

- (f) Not associate with a convicted felon except for a legitimate purpose, including family, residential, occupational, or treatment;
- (g) Not visit with an inmate of a penal institution without permission of the supervisee's supervising officer;
- (h) Not leave the state, district, residence, or place of employment without written permission of the supervisee's supervising officer;
- (i) Not purchase, own, or have in the supervisee's possession a firearm or other weapon;
- (j) Not violate any law or city ordinance of this state, any other state, or the United States;
- (k) Not falsify any report to the supervisee's supervising officer including any monthly report;
- (l) Not have the right to register for voting purposes and may not hold office; if the supervisee registers or reregisters prior to restoration of the supervisee's civil rights, the supervisee shall be in violation of the law pursuant to KRS 119.025;
- (m) Comply with all rules and regulations prescribed by the Division of Probation and Parole; to the extent a rule, condition, or regulation from the supervising officer or the Division of Probation and Parole conflicts with a condition set forward here or otherwise provided by the Parole Board, the more restrictive condition applies;
- (n) Comply with 501 KAR Chapter 1 and any special instructions of the supervisee's supervising officer;
- (o) Pay a supervision fee unless expressly waived by the Parole Board;
- (p) Pay the balance of the restitution ordered pursuant to KRS 439.563; and
- (q) Pay the balance of the sum payable to the Crime Victims Compensation Fund pursuant to KRS 49.480.

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- (r) Waive extradition to the State of Kentucky from any Jurisdiction in or outside the United States where they may be found and also agree that they will not contest any effort by any jurisdiction to return them to the State of Kentucky.
- (2) Special conditions of release.
 - (a) The Parole Board shall consider whether it is necessary to impose any special conditions of release.
 - (i) The Parole Board may order a supervisee to observe any special condition of release which the Board, in its discretion, deems necessary.
 - (ii) The Parole Board shall use and consider the results of the risk and needs assessment prepared by the Parole Board Support staff or by the Department of Corrections pursuant to KRS 439.335 and 439.340(1) in establishing any special conditions of release.
 - (b) Special conditions may apply for sex crimes.
 - (c) A supervisee may be prohibited from entering certain counties.
 - (d) A supervisee may be prohibited from contact with victims and victims' families.
 - (e) A supervisee may be restricted to driving only for work purposes; any treatment purposes for self or immediate family (as defined by KY DOC CPP 16:1); activities associated as necessary for daily living, i.e. grocery, court, etc., as approved by the P&P Officer in advance .
 - (f) A supervisee may be prohibited from consuming alcohol.
 - (g) The Parole Board may impose conditions mandated by the sentencing court.
 - (h) The supervisee shall be given a written copy and explanation of the special conditions set by the Parole Board or sentencing court.
- D. The supervisee shall have an opportunity to present his views regarding any condition of parole.

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- (1) A supervisee may request a modification or removal of a condition or fee through the supervisee's assigned supervising officer, or the Prerelease Coordinator for offenders who have not yet been released on parole, but have been recommended for parole by the Parole Board.
- (2) Any request for modification or removal of a condition or fee shall be decided by a full Parole Board vote and the decision shall be given to the supervisee or not yet released offender in writing.
- (3) The Parole Board may modify the rate or frequency with which restitution is paid but, consistent with KRS 439.3563, the Parole Board cannot remove the condition of payment of restitution if restitution was ordered by the sentencing court and is not yet paid in full. A request to remove a court-ordered restitution obligation shall be made in the sentencing court.
- (4) The Parole Board's decision shall be final. The Parole Board's denial of a request for modification or removal of a condition or fee shall not be subject to reconsideration pursuant to KYPB 10-00.

E. A supervisee shall comply with all applicable provisions of an Interstate Compact for Adult Offender Supervision.